IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE P.SWAROOP REDDY

TUESDAY, THE TWENTY SIXTH DAY OF DECEMBER
TWO THOUSAND AND SIX

TAKEN UP WRIT PETITION No. 24622 OF 2006

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Between:

Dakka Raveendra

Petitioner

AND

The Station House Officer,
Kovur Police Station,
Kovur, Nellore District and others

Respondents

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THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE P.SWAROOP REDDY

TAKEN UP WRIT PETITION No. 24622 OF 2006

ORAL ORDER: **(per the Hon'ble Mr. Justice D.S.R.Varma)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. As per the directions of this Court, dated 04.12.2006, Sri G.Venkata Rao, Sub-Inspector of Police, Kodavaluru, is present before this Court.

3. This writ petition is taken up on the basis of a telegram, dated 20.11.2006, by the petitioner – Dakka Raveendra, to the Honourable the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that one Dakka Hari and his relatives viz., Batchu Srinivasulu, Bachu Salman, Batchu Dass, sons of Venkata Subbaiah and one Karakota Siva Kumar s/o Ramaiah, were taken away by Mr. Murali, I.D. Party Constable of Kovur Police Station and detained in Nellore Rural Police Station and he apprehends danger to their lives.

4. In the counter-affidavit filed by the Sub-Inspector of Police, Kovur Police Station, Nellore, it is started, *inter alia*, that the alleged detenus are suspects in Crime No.152 of 2006, registered for the offences punishable under Sections 302 and 109 r/w Section 34 I.P.C., on 15.11.2006, basing on the complaint lodged by one Kovur Tirupalu, resident of Harijanawada, North Rajupalem, Kodavaluru Mandal, details of which are not germane for disposal of this writ petition. It is further stated that the alleged detenus are also accused in Crime No.74 of 2006

registered for the offences punishable under Sections 147, 148, 302, 307, 324, 447 and 427 r/w Section 149 I.P.C., that they were apprehended and produced before the Additional Judicial Magistrate of First Class, Kovur, who remanded them to judicial custody and subsequently enlarged on bail; that pursuant to the said bail orders, they were moving freely and that the statements of all the accused, who are required by the Police and who are alleged to have been taken away by the police, were recorded, under a cover of panchanama.

5. The abovementioned statements of the alleged detenus, which are made part of the record, would reveal that there is no such illegal detention by the police, as alleged by the petitioner.

6. For the foregoing, we do not see any merit in the writ petition and the same is liable to be dismissed.

7. In the result, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

D.S.R.Varma, J.

P.Swaroop Reddy, J.

26TH DECEMBER 2006
MAS/KRK